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REQUEST For CONTINUED EXAMINATION (RCE) TRANSMITTAL Address to: MAIL STOP RCE COMMISSIONER FOR PATENTS P.O. BOX 1450 ALEXANDRIA, VA 22313-1450 (Revised 09/2003)	Application Number 09/829,113
	Filing Date April 9, 2001
	First Named Inventor: Evans et al.
	Art Unit: 1634
	Examiner Name: Jeffrey Norman Fredman
	Confirmation No.: 2302
	Attorney Docket No. 44158/209598(5853-3)
This is a request for <u>Continued Examination (RCE)</u> under 37 C.F.R. § 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.	

1. Submission required under 37 C.F.R. § 1.114

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on
- ii. ☐ Other
- b. ☒ Enclosed
- i. ☒ Amendment/Reply (12 pages) w/Appendices A and B
- ii. ☒ Affidavits(s)/Declarations(s)--Rule 37 CFR 1.132 Declaration of Oliver Gene McDonald and William Evans (7 pages)
- iii. ☐ Information Disclosure Statement (IDS); of cites listed on PTO Form 1449
- iv. ☐ Other

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of ___ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other

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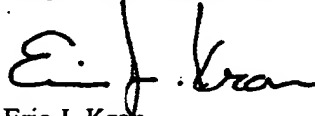
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3. **Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.
- a. The Director is hereby authorized to charge any fee deficiencies, or credit any overpayments to Deposit Account No. 16-0605.
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)
(\$770.00 large entity; \$385.00 small entity)
- ii. ☒ Extension of Time Fee (37 C.F. R. §§ 1.136 and 1.17)
- iii. ☐ Other
- b. ☒ Checks in the amount of \$385 for RCE Fee and
\$55 for One Month Ext. of Time enclosed

Respectfully submitted,



Eric J. Kroh
Registration No. 45,941

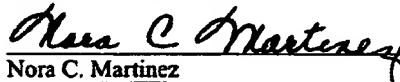
Customer No. 00826
ALSTON & BIRD LLP
Bank of America Plaza
101 South Tryon Street, Suite 4000
Charlotte, NC 28280-4000
Tel Raleigh Office (919) 862-2200
Fax Raleigh Office (919) 862-2260

CERTIFICATE OF EXPRESS MAILING

"Express Mail" Mailing Label Number EV184328056US

Date of Deposit: March 22, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: MAIL STOP RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450



Nora C. Martinez